

AGENDA FOR TEXCOM MEETING
TRUST AND ESTATES SECTION, STATE BAR OF CALIFORNIA
SATURDAY, JANUARY 10, 2009, 9:30 A.M. – 3:30 P.M.
SFO WESTIN

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"All those in favor say 'Aye.'"

"Aye."

"Aye."

"Aye."

"Aye."

"Aye."

**I. WELCOME, REPORTS OF CHAIR AND SECTION ADMINISTRATOR
(15-20 Minutes)**

- | | | |
|----|---------------------------------------------------|--------|
| A. | Welcome | TONG |
| B. | Approval of Minutes of November 15, 2008 Meeting | TONG |
| C. | Report of the Chair | TONG |
| D. | Report of the Vice Chair | HORTON |
| | 1. Finance Report | |
| E. | Report of the Section Liaison | ORLOFF |
| F. | Report from the Council of State Bar Sections | STERN |
| G. | Report from the Chair of the Nominating Committee | STERN |

**II. LEGISLATION REPORT AND DISCUSSION – CHAIR COREY/EHRMAN
(25 minutes)**

A. REVIEW OF LEGISLATION

- | | | |
|----|---------------------------------------------------------------------------------------------------------------------------------------------|------------|
| 1. | 2009 T&E Proposals approved by the BOG | BERCOVITCH |
| a) | <i>T&E 2009-08 (Collection of Personal Property in Estate by Sister State Personal Representation without Ancillary Administration)</i> | |
| b) | <i>T&E 2009-09 (Trustee's Duty to Inform Beneficiaries: Clarification and Expansion)</i> | |
| c) | <i>T&E 2009-10 (Trustee Notification)</i> | |

B. Approved Projects

- | | |
|----|-----------------------------------------------------------------|
| 1. | T&E 2009-1 (Probate Code section 1470 - Appointment of Counsel) |
| 2. | T&E 2009-2 (Change to Statutory Will form) |

**C. PRESENTATION BY MARY PAT TOUPS (20 Minutes)
AB 250 (Transfer on Death Deeds)**

COMMITTEE REPORTS

III. NCCUSL - Chair NANCY HOWARD (5 minutes)

- | | | |
|----|----------------------------------------|--------|
| A. | Uniform Guardianship Law | STERN |
| B. | Report on TEXCOM – NCCUSL relationship | HOWARD |

IV. EDUCATING SENIORS – Chair MARC SALLUS (20 minutes)

- | | | |
|----|-------------------------------------------|--------|
| A. | Use of AMA Funds | SALLUS |
| B. | Speakers Bureau Reorganization & Training | SALLUS |
| C. | Wills for Heroes | SALLUS |

- V. TRUST AND ESTATE ADMINISTRATION – Chair MARGARET HAND (25 minutes)**
- A. Section 16350 Hasso v. Hasso project - NR SCHENONE
 - B. Section 15403 & 15404 trust modification project HAND
 - C. Section 15804 project HAND
 - D. Increasing limits for summary proceedings HAND
- VI. ETHICS - Chair MEG LODISE (2 Minutes)**
- A. ABA 1.14 & RULES Revision Commission LODISE
- VII. INCAPACITY – Chair MEG LODISE (10 minutes)**
- A. Professional Fiduciaries Bureau – developments LODISE
- VIII. CONSERVATORSHIP WORKING GROUP – Chair ED COREY (10 minutes)**
- A. Judicial Council Request for Comments COREY
- IX. EADE – Co-chairs JOHN HARTOG and NEIL HORTON- NR (20 minutes)**
- X. CLRC – Chair DAVID BAER (10 minutes)**
- A. Care Custodian Project (Section 21350) HORTON
 - B. Attorney Client Privilege after Death
 - C. Clean up on No Contest Clause
- XI. LITIGATION – Chair DAVID BAER (15 minutes)**
- A. New project: Evidentiary hearings for probate proceedings BAER
 - B. Probate Code section 15804 BAER

**XII. MEMBERSHIP AND MARKETING – Chair BECKY SCHROFF
(5 minutes)**

- A. New Materials
- B. Membership Count
- C. Advertising in E-News
- D. Clean up of out of date online courses

XIII. INCOME AND TRANSFER TAX – Chair JEFF JAECH (3 minutes)

- A. Eagle Lodge West project on trust income tax

XIV. ESTATE PLANNING – Chair SIL REGGIARDO (25 minutes)

- A. Rule Against Perpetuities project
- B. Statutory Power of Attorney HOWARD
Probate Code 4462-4464 - legislative fix
- C. Notarization of wills REGGIARDO

XV. TECHNOLOGY – Chair DAVID GAW (10 minutes)

- A. E-News GAW
- B. Workroom issues HENDEN
- C. Members webpage content review HENDEN/REGGIARDO

XVI. EDUCATION – Chair BART SCHENONE (5 minutes)

- A. Report from Annual Meeting SCHENONE
- B. SEI – January 16-18, 2009 SCHENONE
- C. Stand Alone Programs SCHENONE
 - 1. Sophisticated Estate Planning – April 17, 2009
 - 2. The Legal Specialization Exam and You– June 26, 2009
- D. Your Legal Rights SCHROFF
 - 1. Speaking on programs
 - 2. Programs for 2009

XVII. QUARTERLY – Executive Director: PHIL HAYES; Editor: ANDY ZABRONSKY (2 minutes)

- A. Fall issue
- B. Spring issue deadlines

1. Manuscripts – February 1, 2009
2. Alerts – March 1, 2009

XVIII.CONFERENCE OF DELEGATES – Chair MARC SALLUS - NR

XIX. NEW BUSINESS

XX. UPCOMING ATTRACTIONS

- A. SEI – January 16-18 Claremont Hotel & Spa
- B. TEXCOM MEETING – February 7, 2009 LAX HILTON
- C. SPEAKERS’ BUREAU TRAINING – March 4, 2009 SF STATE BAR OFFICES